

NOV 11 2005

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CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8**

**TO: Mail Stop Amendment  
United States Patent and Trademark Office**

Fax No. (571) 273-8300

*I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office on November 11, 2005, to the above-identified facsimile number.*

Cheryl L. Martin (Signature)

**FROM: Cheryl L. Martin**

Fax No. (513) 634-3499

Phone No. (513) 634-1119

Listed below are the item(s) being submitted with this Certificate of Transmission:\*\*

Number of Pages Including this Page: 12

- 1) Fee Transmittal Form (2 pages)
- 2) Amendment Transmittal Form
- 3) Petition for Extension of Time
- 4) Response (4 pages)
- 5) Terminal Disclaimer (2 pages)
- 6) 35 U.S.C. §103(c) Statement

Inventor(s): Hyun Sung Lim et al.

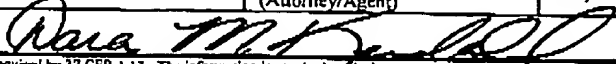
S.N.: 09/980,330

Filed: March 27, 2002

Docket No.: 7596

Comments:

**\*\*Note:** Each paper must have its own certificate of transmission, OR this certificate must identify each submitted paper.

SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	Dara M. Kendall	Registration No. (Attorney/Agent)	43,709
Signature		Telephone	(513) 634-1787
		Date	11-11-05

+ This collection of information is required by 37 CFR 1.17. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon individual case. Any comments on the amount of time you are required to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P. O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Feetran.doc (Revised for P&G use 4/12/2005)

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☐ I mailed or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop \_\_\_\_\_, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450

☒ Facsimile transmitted to the U.S. Patent and Trademark Office via fax number 571-273-4300

Cheryl L. Martin N/A  
Name Registration No. (if applicable)

*Cheryl L. Martin*  
Signature

November 11, 2005  
Date

IN THE UNITED STATES PATENT & TRADEMARK OFFICE  
RESPONSE/AMENDMENT

Mail Stop Amendment  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is a RESPONSE for the patent application:

Application No. : 09/980,330

Applicant(s) : LIM ET AL.

Filed : March 27, 2002

Title : Absorbent Articles Utilizing Breathable Composite Sheet

TC/A.U. : 3761

Examiner : Ginger T. Chapman

Conf. No. : 9931

Docket No. : 7596

Customer No. : 27752

1. ☒ No additional fees (claims fees or extension fees) are known to be required.
2. ☒ The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)	OTHER THAN A SMALL ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA*	RATE	FEE
TOTAL	* 10	MINUS	** 10	=	x \$ 50 =	\$
INDEP.	* 1	MINUS	*** 1	=	x \$200 =	\$
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+ \$360 =	\$
					TOTAL	\$

\* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

\*\* If the highest number of total claims previously paid for is less than 20, write "20" in this space.

\*\*\* If the highest number of independent claims previously paid for is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

3. The Commissioner is hereby petitioned under 37 CFR §1.136(a) to grant any extension of time needed for timely response to the Office Action dated July 11, 2005 in the above-identified application to preserve pendency of said application. The processing fee under 37 CFR §1.17 has been determined as follows: \$120.00 for a one-month extension of time.

4. The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 16-2480.

a. ☒ Any patent application processing fees under 37 CFR §1.16.b. ☒ Any patent application processing fees under 37 CFR §1.17.

5. The Director is hereby authorized to make any additional copies of this sheet needed to accomplish the purposes provided for herein and to charge any fee for such copies to Deposit Account No. 16-2480.

THE PROCTER &amp; GAMBLE COMPANY

By

Dara M. Kendall

Registration No. 43,709

(513) 634-1787

Date: November 11, 2005

Customer No. 27752

NOV-11-2005 12:41

NOV 11 2005

P.02/12

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE PTO/SB/17 (12-04)

<b>FEE TRANSMITTAL</b> <b>for FY 2005</b> Patent fees are subject to annual revision. Effective December 8, 2004	<b>Complete if Known</b>	
	Application Number	09/980,330
	Confirmation Number	9931
	Filing Date	March 27, 2002
	First Named Inventor	Hyun Sung Lim
	Examiner Name	Ginger T. Chapman
	Art Unit	3761
<b>TOTAL AMOUNT OF PAYMENT (\$)</b> 380.00		Attorney Docket No. 7596

<b>METHOD OF PAYMENT</b> 1. <input checked="" type="checkbox"/> The Director is hereby authorized to charge indicated fees submitted on this form, credit any over payments, and charge any additional fee(s) during the pendency of this application to: Deposit Account Number: 16-2480 Deposit Account Name: The Procter & Gamble Company	<b>FEE CALCULATION (continued)</b> <b>5. ADDITIONAL FEES</b> <table border="1"> <thead> <tr> <th>Fee Description</th> <th></th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>Extension for reply within 1<sup>st</sup> month</td> <td>(\$120)</td> <td>120.00</td> </tr> <tr> <td>Extension for reply within 2<sup>nd</sup> month</td> <td>(\$450)</td> <td><input type="checkbox"/></td> </tr> <tr> <td>Extension for reply within 3<sup>rd</sup> month</td> <td>(\$1,020)</td> <td><input type="checkbox"/></td> </tr> <tr> <td>Extension for reply within 4<sup>th</sup> month</td> <td>(\$1,590)</td> <td><input type="checkbox"/></td> </tr> <tr> <td>Extension for reply within 5<sup>th</sup> month</td> <td>(\$2,160)</td> <td><input type="checkbox"/></td> </tr> <tr> <td>Information Disclosure Statement fee</td> <td>(\$180)</td> <td><input type="checkbox"/></td> </tr> <tr> <td>37 CFR 1.16(f) Late Oath/Declaration (nonprovisional)</td> <td>(\$130)</td> <td><input type="checkbox"/></td> </tr> <tr> <td>37 CFR 1.17 (g) Surcharge - Late provisional filing fee or cover sheet</td> <td>(\$50)</td> <td><input type="checkbox"/></td> </tr> <tr> <td>Non-English specification</td> <td>(\$130)</td> <td><input type="checkbox"/></td> </tr> <tr> <td>Notice of Appeal</td> <td>(\$500)</td> <td><input type="checkbox"/></td> </tr> <tr> <td>Filing a brief in support of an appeal</td> <td>(\$500)</td> <td><input type="checkbox"/></td> </tr> <tr> <td>Request for oral hearing</td> <td>(\$1,000)</td> <td><input type="checkbox"/></td> </tr> <tr> <td>Acceptance of unintentionally delayed claim for priority under 35 U.S.C. 119, 120, 121, or 365 (a) or (c)</td> <td>(\$1,370)</td> <td><input type="checkbox"/></td> </tr> <tr> <td>Other: Adding Joint Research Agreement between The Procter &amp; Gamble Company and E.I. DuPont Nemours and Company into specification Under 1.17(i)</td> <td></td> <td>130.00</td> </tr> <tr> <td>Submission of Terminal Disclaimer under 37 C.F.R. §1.20 (d)</td> <td></td> <td>130.00</td> </tr> </tbody> </table>	Fee Description		Fee Paid	Extension for reply within 1 <sup>st</sup> month	(\$120)	120.00	Extension for reply within 2 <sup>nd</sup> month	(\$450)	<input type="checkbox"/>	Extension for reply within 3 <sup>rd</sup> month	(\$1,020)	<input type="checkbox"/>	Extension for reply within 4 <sup>th</sup> month	(\$1,590)	<input type="checkbox"/>	Extension for reply within 5 <sup>th</sup> month	(\$2,160)	<input type="checkbox"/>	Information Disclosure Statement fee	(\$180)	<input type="checkbox"/>	37 CFR 1.16(f) Late Oath/Declaration (nonprovisional)	(\$130)	<input type="checkbox"/>	37 CFR 1.17 (g) Surcharge - Late provisional filing fee or cover sheet	(\$50)	<input type="checkbox"/>	Non-English specification	(\$130)	<input type="checkbox"/>	Notice of Appeal	(\$500)	<input type="checkbox"/>	Filing a brief in support of an appeal	(\$500)	<input type="checkbox"/>	Request for oral hearing	(\$1,000)	<input type="checkbox"/>	Acceptance of unintentionally delayed claim for priority under 35 U.S.C. 119, 120, 121, or 365 (a) or (c)	(\$1,370)	<input type="checkbox"/>	Other: Adding Joint Research Agreement between The Procter & Gamble Company and E.I. DuPont Nemours and Company into specification Under 1.17(i)		130.00	Submission of Terminal Disclaimer under 37 C.F.R. §1.20 (d)		130.00
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3. <b>APPLICATION SIZE FEE:</b> Sheets of Spec and Drawings <input type="checkbox"/> (\$250 for each 50 sheets in excess of 100, except for sequence and program listings) SUBTOTAL (2)+(3) (\$) <input type="checkbox"/>																																																	
4. <b>EXTRA CLAIM FEES FOR UTILITY AND REISSUE:</b> <table border="1"> <thead> <tr> <th></th> <th>Extra Claims</th> <th>Fee from Below</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>Total Claims <input type="checkbox"/> - 20** = <input type="checkbox"/> x</td> <td><input type="checkbox"/></td> <td>=</td> <td><input type="checkbox"/></td> </tr> <tr> <td>Independent Claims <input type="checkbox"/> - 3** = <input type="checkbox"/> x</td> <td><input type="checkbox"/></td> <td>=</td> <td><input type="checkbox"/></td> </tr> <tr> <td>Multiple Dependent claims:</td> <td><input type="checkbox"/></td> <td>=</td> <td><input type="checkbox"/></td> </tr> </tbody> </table> ** or number previously paid, if greater; For Reissues, see below <b>Fee Description</b> Claims in excess of 20 (\$50 per claim) Independent claims in excess of 3 (\$200 per claim) Multiple dependent claim, if not paid (\$360) **Reissue: each independent claim over 3 and more than in the original patent (\$200 per claim) **Reissue claims: each claim over 20 and more than original patent (\$50 per claim) SUBTOTAL (4) (\$) <input type="checkbox"/>		Extra Claims	Fee from Below	Fee Paid	Total Claims <input type="checkbox"/> - 20** = <input type="checkbox"/> x	<input type="checkbox"/>	=	<input type="checkbox"/>	Independent Claims <input type="checkbox"/> - 3** = <input type="checkbox"/> x	<input type="checkbox"/>	=	<input type="checkbox"/>	Multiple Dependent claims:	<input type="checkbox"/>	=	<input type="checkbox"/>																																	
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Cheryl L. Martin Name	N/A Registration No (if applicable)
Cheryl L. Martin Signature	
November 11, 2005 Date	

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 09/980,330  
 Applicant(s) : Hyun Sung Lim et al.  
 Filed : March 27, 2002  
 Title : ABSORBENT ARTICLES UTILIZING  
 BREATHABLE COMPOSITE SHEET  
 TC/A.U. : 3761  
 Examiner : Ginger T. Chapman  
 Conf. No. : 9931  
 Docket No. : 7596  
 Customer No. : 27752

35 U.S.C. §103(c) STATEMENT

Mail Stop Amendment  
 Commissioner for Patents  
 P. O. Box 1450  
 Alexandria, VA 22313-1450

Dear Sir:

The prior art reference, US Patent 6410465, was made by or on behalf of one or more parties of the joint research agreement described in the application.

The claimed invention was made by or on behalf of the parties of the joint research agreement described in the application.

The claimed invention was made as a result of activities undertaken with the scope of the joint research agreement described in the application.

THE PROCTER &amp; GAMBLE COMPANY

By

Dara M. Kendall

Registration No. 43,709

(513) 634-1787

Date: November 11, 2005

Customer No. 27752

(7596 103c Statement 11-11-05.doc)